

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Criminal Action No. 05-39
	:	
JEFFREY A. BENTLEY,	:	
	:	
Defendant.	:	

MOTION FOR DETENTION HEARING

NOW COMES the United States and moves for the pretrial detention of the defendant, pursuant to 18 U.S.C. § 3142(e) and (f). In support of the motion, the United States alleges the following:

1. **Eligibility of Case.** This case is eligible for a detention order because case involves (**check all that apply**):

- ☒ Crime of violence (18 U.S.C. § 3156)
- ☒ Maximum sentence life imprisonment or death
- ☐ 10+ year drug offense
- ☐ Felony, with two prior convictions in above categories
- ☒ Serious risk defendant will flee
- ☐ Serious risk obstruction of justice

2. **Reason For Detention.** The court should detain defendant because there are no conditions of release which will reasonably assure (**check one or both**):

- ☒ Defendant's appearance as required
- ☒ Safety of any other person and the community

3. **Rebuttable Presumption.** The United States will invoke the rebuttable presumption against defendant under § 3142(e). (If yes) The presumption applies because **(check one or both)**:

 X Probable cause to believe defendant committed 10+ year drug offense or firearms offense, 18 U.S.C. § 924(c)

 Previous conviction for "eligible" offense committed while on pretrial bond

4. **Time For Detention Hearing.** The United States requests the court conduct the detention hearing,

 At first appearance

 X After continuance of 3 days (not more than 3).

5. **Temporary Detention.** The United States request the temporary detention of the defendant for a period of _____days (not more than 10) so that the appropriate officials can be notified since **(check 1 or 2, and 3)**:

1. At the time the offense was committed the defendant was:

 (a) on release pending trial for a felony;

 (b) on release pending imposition or execution of sentence, appeal of sentence or conviction, or completion of sentence for an offense;

 (c) on probation or parole for an offense.

 2. The defendant is not a citizen of the U.S. or lawfully admitted for permanent residence.

 3. The defendant may flee or pose a danger to any other person or the community.

6. **Other Matters.**

DATED this 12th day of May, 2005.

COLM F. CONNOLLY
United States Attorney

BY: /s/
Anne Y. Park
Assistant United States Attorney

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Criminal Action No. 05-39
	:	
JEFFREY A. BENTLEY,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I, Anne Y. Park, Assistant United States Attorney for the District of Delaware, hereby certify that on the 12th day of May, 2005, I electronically filed the Government's Motion for Detention Hearing with the Clerk of the Court using CM/ECF. Said document is available for viewing and downloading from CM/ECF, which will send notification of such filing(s) to the following:

Penny Marshall, Esquire
Federal Public Defender
First Federal Plaza, Suite 110
704 King Street
Wilmington, DE 19801

_____/s/
Anne Y. Park
Assistant United States Attorney